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**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**

**IN RE TRANSPACIFIC PASSENGER )  
AIR TRANSPORTATION )  
ANTI TRUST LITIGATION )**

**Case No. 07-cv-05634-CRB**

**MDL No. 1913**

**This Document Relates to:  
ALL ACTIONS**

**[PROPOSED] ORDER APPOINTING  
COHEN, MILSTEIN, HAUSFELD &  
TOLL, P.L.L.C. AS INTERIM CLASS  
COUNSEL**

1 Now pending before the Court is a motion by Rachel Diller and Trong Nguyen,  
2 pursuant to Federal Rule of Civil Procedure 23(g), for appointment of interim class counsel.  
3 After carefully considering the motion and the requirements of Rule 23(g)(1), the Court  
4 concludes that Cohen Milstein Hausfeld & Toll, P.L.L.C. ("CMHT") is "best able to represent  
5 the interests of the class." Fed R. Civ. P. 23(g)(2).

6 CMHT has effectively represented a class of direct purchaser plaintiffs in a related  
7 proceeding before this Court in *In Re International Air Transportation Surcharge Antitrust Litig.*,  
8 MDL No. 1793 ("*Air Passengers*"). Furthermore, as demonstrated by its motion, CMHT meets  
9 all of the standards set forth in Rule 23(g)(1). CMHT is experienced in the handling of complex  
10 antitrust class actions generally, and has a wealth of knowledge concerning the issues in this  
11 particular litigation by virtue of its work in the related *Air Passengers* case and in *Air Cargo*  
12 *Shipping Servs. Antitrust Litig.*, MDL No. 1775 (E.D.N.Y.). CMHT's demonstrated experience  
13 in litigating foreign law antitrust claims may be particularly beneficial in this case involving  
14 allegations of an international price-fixing cartel. CMHT has offices around the United States  
15 and in Europe to assist in the prosecution of this litigation and has proven itself to have the  
16 necessary resources to effectively represent the class.

17 For the foregoing reasons and on good cause shown, the motion to appoint CMHT as  
18 interim class counsel pursuant to Rule 23(g)(3) is hereby granted.

19  
20 IT IS SO ORDERED.

21 Dated: \_\_\_\_\_

22 HON. CHARLES R. BREYER  
23 UNITED STATES DISTRICT COURT JUDGE  
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